

**ADMINISTRATIVE ORDER**

**SUPREME COURT OF APPEALS OF WEST VIRGINIA**

**Howard R. Crews, Jr., Sydney J. Kubesch  
and T. Stephen Phillips, in their capacity as  
Trustees of the Cole and Crane Real Estate Trust,  
and Colane Corporation, a Delaware corporation,  
Plaintiffs**

**vs. Civil Action No. 15-C-145 (Logan)**

**Kentucky Fuel Corporation, a Delaware  
corporation, and James C. Justice Companies,  
Inc., a Delaware corporation,  
Defendants**

The Chief Justice of the Supreme Court of Appeals has been advised that Plaintiffs Howard R. Crews, Jr., Sydney J. Kubesch and T. Stephen Phillips, in their capacity as Trustees of the Cole and Crane Real Estate Trust, and Colane Corporation, by counsel, Charles F. Bagley, III and the law firm of Campbell Woods, PLLC, has filed a motion to refer the above-referenced case to the Business Court Division pursuant to Rule 29 of the West Virginia Trial Court Rules.

Upon careful review and consideration of the motion, the Chief Justice has determined that this dispute does not require specialized treatment to improve the expectation of a fair and reasonable resolution, and therefore does not meet the criteria for referral under Rule 29.04(a)(2) of the West Virginia Trial Court Rules.

It is hereby ORDERED that the motion to refer this case to the Business Court Division is DENIED and that a copy of this order be transmitted to the Honorable Christopher C. Wilkes, Chair of the Business Court Division; to the Central Office of the Business Court Division; to the Honorable Douglas Witten, Judge of the Seventh Judicial Circuit; and to the Clerk of the Circuit Court of Logan County, who is to provide copies of the same to all parties of record or their counsel.

ENTERED: JANUARY 5, 2016



MENIS E. KETCHUM  
Chief Justice